

IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 837 OF 2005

IN

WRIT PETITION NO. 298 OF 2005

MULLA ALI RIZA MUZAWAR AND 2 ORS., ...Applicants

Versus

M/S DAMODAR BUILDERS THROUGH THEIR Respondents
PROPRIETOR SHRI G.V.PRABHU AND 15
ORS.,

Mr. T. Pereira, Advocate for the applicants.

Coram:- D. D. SINHA, J.

Date:- 2nd December, 2005

P.C.

Heard Mr. Pereira, the learned Counsel for the applicants. Misc. Civil Application No.837/05 is moved by the applicants for restoration of Writ Petition No.298/05, which was dismissed in default vide Order dated 21st October, 2005.

The learned Counsel for the applicant states that when the writ petition was dismissed in default, notices were not issued in the said writ petition to the respondents.

Considered the contentions canvassed by the learned Counsel for the applicants. Perused the application. The same is allowed subject to payment of costs of Rs.500/- to be deposited with the Goa State Legal Aid Funds within a period of one week from today. The applicants are directed to submit acknowledgement thereof in the Registry of this Court and on submission of such acknowledgement, the Order dated 21st

October, 2005 shall stand revoked and Writ Petition No.298/05 shall stand restored to the file of this Court.

D. D. SINHA, J.

ssm.